

1 research institution, or participating child care provider as its agent, call for
2 construction bids in such manner as is determined by the authority with the approval
3 of the lessee.

4 **SECTION 966.** 231.27 (1) of the statutes is amended to read:

5 231.27 (1) In this section, "minority business", "minority financial adviser" and
6 "minority investment firm" mean a business, financial adviser and investment firm,
7 respectively, certified by the department of ~~commerce~~ safety and professional
8 services under s. ~~560.036~~ 490.04 (2).

9 **SECTION 967.** 231.29 (1) of the statutes is amended to read:

10 231.29 (1) In this section, "business," "financial adviser," and "investment firm"
11 mean a business, financial adviser, and investment firm certified by the department
12 of ~~commerce~~ safety and professional services under s. ~~560.0335~~ 490.02 (3).

13 **SECTION 968.** 231.35 (6) (a) of the statutes is amended to read:

14 231.35 (6) (a) The authority shall enter into a guarantee agreement with any
15 person who makes loans described under sub. (3) (b) and who wishes to have those
16 loans guaranteed under this section. The guarantee agreement shall comply with
17 the rules promulgated by the department of ~~commerce~~ administration under sub. (7)
18 (b).

19 **SECTION 969.** 231.35 (6) (b) of the statutes is amended to read:

20 231.35 (6) (b) The authority may use money from the rural hospital loan fund
21 to guarantee loans made for the purposes described in sub. (3) (b), if the authority
22 sets out the terms and conditions of the guarantee in a guarantee agreement that
23 complies with the rules promulgated by the department of ~~commerce~~ administration
24 under sub. (7) (b).

25 **SECTION 970.** 231.35 (7) (intro.) of the statutes is amended to read:

1 231.35 (7) (intro.) With the advice of the rural health development council, the
2 department of ~~commerce~~ administration shall promulgate rules specifying all of the
3 following:

4 **SECTION 971.** 234.01 (4n) (a) 3m. e. of the statutes is amended to read:

5 234.01 (4n) (a) 3m. e. The facility is located in a targeted area, as determined
6 by the authority after considering the factors set out in s. 560.605 (2m) (c), 2005
7 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005 stats., s. 560.605 (2m)
8 (g), 2007 stats., and s. 560.605 (2m) (a), (b), (f), and (h), 2009 stats.

9 **SECTION 972.** 234.02 (1) of the statutes is amended to read:

10 234.02 (1) There is created a public body corporate and politic to be known as
11 the "Wisconsin Housing and Economic Development Authority." The members of the
12 authority shall be the ~~secretary of commerce~~ chief executive officer of the Wisconsin
13 Economic Development Corporation or his or her designee and the secretary of
14 administration or his or her designee, and 6 public members nominated by the
15 governor, and with the advice and consent of the senate appointed, for staggered
16 4-year terms commencing on the dates their predecessors' terms expire. In addition,
17 one senator of each party and one representative to the assembly of each party
18 appointed as are the members of standing committees in their respective houses
19 shall serve as members of the authority. A member of the authority shall receive no
20 compensation for services but shall be reimbursed for necessary expenses, including
21 travel expenses, incurred in the discharge of duties. Subject to the bylaws of the
22 authority respecting resignations, each member shall hold office until a successor
23 has been appointed and has qualified. A certificate of appointment or reappointment
24 of any member shall be filed with the authority and the certificate shall be conclusive
25 evidence of the due and proper appointment.

1 **SECTION 973.** 234.032 (2) (intro.) of the statutes is amended to read:

2 234.032 (2) (intro.) The authority, in consultation with the ~~department of~~
3 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the
4 following for each economic development program administered by the authority:

5 **SECTION 974.** 234.034 of the statutes is amended to read:

6 **234.034 Consistency with state housing strategy plan.** Subject to
7 agreements with bondholders or noteholders, the authority shall exercise its powers
8 and perform its duties related to housing consistent with the state housing strategy
9 plan under s. ~~560.9802~~ 234.5602.

10 **SECTION 975.** 234.06 (1) of the statutes is amended to read:

11 234.06 (1) The authority may, as authorized in the state housing strategy plan
12 under s. ~~560.9802~~ 234.5602, use the moneys held in the housing development fund
13 to make temporary loans to eligible sponsors, with or without interest, and with such
14 security for repayment, if any, as the authority determines reasonably necessary and
15 practicable, solely from the housing development fund, to defray development costs
16 for the construction of proposed housing projects for occupancy by persons and
17 families of low and moderate income. No temporary loan may be made unless the
18 authority may reasonably anticipate that satisfactory financing may be obtained by
19 the eligible sponsor for the permanent financing of the housing project.

20 **SECTION 976.** 234.06 (3) of the statutes is amended to read:

21 234.06 (3) The authority may, as authorized in the state housing strategy plan
22 under s. ~~560.9802~~ 234.5602, use the moneys held in the housing development fund
23 to establish and administer programs of grants to counties, municipalities, and
24 eligible sponsors of housing projects for persons of low and moderate income, to pay
25 organizational expenses, administrative costs, social services, technical services,

1 training expenses, or costs incurred or expected to be incurred by counties,
2 municipalities, or sponsors for land and building acquisition, construction,
3 improvements, renewal, rehabilitation, relocation, or conservation under a plan to
4 provide housing or related facilities, if the costs are not reimbursable from other
5 private or public loan, grant, or mortgage sources.

6 **SECTION 977.** 234.08 (5) of the statutes is amended to read:

7 234.08 (5) This section does not supersede or impair the power of the
8 ~~department of commerce~~ Wisconsin Economic Development Corporation to carry out
9 its program responsibilities relating to economic development which are funded by
10 bonds or notes issued under this section.

11 **SECTION 978.** 234.08 (6) of the statutes is amended to read:

12 234.08 (6) The authority may reimburse the ~~department of commerce~~
13 Wisconsin Economic Development Corporation its operating costs to carry out its
14 program responsibilities relating to economic development which are funded by
15 bonds or notes issued under this section.

16 **SECTION 979.** 234.165 (2) (b) 2. of the statutes is amended to read:

17 234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the
18 governor a plan for expending or encumbering the actual surplus reported under
19 subd. 1. The part of the plan related to housing shall be consistent with the state
20 housing strategy plan under s. ~~560.9802~~ 234.5602. The plan submitted under this
21 subdivision may be attached to and submitted as a part of the report filed under subd.
22 1.

23 **SECTION 980.** 234.25 (1) (e) of the statutes is amended to read:

24 234.25 (1) (e) An evaluation of its progress in implementing within its own
25 housing programs the goals, policies, and objectives of the state housing strategy

1 plan under s. ~~560.9802~~ 234.5602, and recommendations for legislation to improve its
2 ability to carry out its programs consistent with the state housing strategy plan.

3 **SECTION 981.** 234.255 (title) of the statutes is amended to read:

4 **234.255 (title) Economic development assistance coordination and**
5 **reporting.**

6 **SECTION 982.** 234.255 of the statutes is renumbered 234.255 (2) and amended
7 to read:

8 **234.255 (2)** Annually, no later than October 1, the authority shall submit to the
9 joint legislative audit committee and to the appropriate standing committees of the
10 legislature under s. 13.172 (3) a comprehensive report assessing economic
11 development programs, as defined in s. 234.032 (1), administered by the authority.
12 The report shall include all of the information required under s. ~~560.01 (2) (am)~~
13 238.07 (2). The authority shall collaborate with the ~~department of commerce~~
14 Wisconsin Economic Development Corporation to make readily accessible to the
15 public on an Internet-based system the information required under this section.

16 **SECTION 983.** 234.255 (1) of the statutes is created to read:

17 **234.255 (1)** The authority shall coordinate any economic development
18 assistance with the Wisconsin Economic Development Corporation.

19 **SECTION 984.** 234.35 (1) of the statutes is amended to read:

20 **234.35 (1)** In this section, “minority business”, “minority financial adviser” and
21 “minority investment firm” mean a business, financial adviser and investment firm,
22 respectively, certified by the department of ~~commerce~~ safety and professional
23 services under s. ~~560.036~~ 490.04 (2).

24 **SECTION 985.** 234.36 (1) of the statutes is amended to read:

1 234.36 (1) In this section, "business," "financial adviser," and "investment firm"
2 mean a business, financial adviser, and investment firm certified by the department
3 of ~~commerce~~ safety and professional services under s. ~~560.0335~~ 490.02 (3).

4 **SECTION 986.** 234.65 (1) (a) of the statutes is amended to read:

5 234.65 (1) (a) With the consent of the ~~department of commerce~~ Wisconsin
6 Economic Development Corporation and subject to par. (f), the authority may issue
7 its negotiable bonds and notes to finance its economic development activities
8 authorized or required under this chapter, including financing economic
9 development loans.

10 **SECTION 987.** 234.65 (1) (f) of the statutes is amended to read:

11 234.65 (1) (f) The authority may not issue bonds or notes under par. (a) unless
12 it has contracted to reimburse the ~~department of commerce~~ Wisconsin Economic
13 Development Corporation a sum certain for the ~~department's~~ corporation's operating
14 costs in carrying out its responsibilities to effectuate and promote the economic
15 development programs created with the bonding authority in this chapter and its
16 responsibilities under s. ~~560.03 (17)~~ 238.25.

17 **SECTION 988.** 234.65 (1m) of the statutes is amended to read:

18 234.65 (1m) The ~~department of commerce~~ Wisconsin Economic Development
19 Corporation shall, in consultation with the authority, ~~promulgate rules and adopt~~
20 rules and procedures, in accordance with the procedures under ch. 227, to implement
21 sub. (3).

22 **SECTION 989.** 234.65 (3) (a) of the statutes is amended to read:

23 234.65 (3) (a) The business that will receive the loan, at least 30 days prior to
24 signing of the loan contract, has given notice of intent to sign the contract, on a form
25 prescribed under s. ~~560.034~~ 238.11 (1), to the ~~department of commerce~~ Wisconsin

1 Economic Development Corporation and to any collective bargaining agent in this
2 state with whom the person has a collective bargaining agreement.

3 **SECTION 990.** 234.65 (3) (am) of the statutes is amended to read:

4 234.65 (3) (am) The authority has received an estimate issued under s. ~~560.034~~
5 238.11 (5) (b), and the ~~department of commerce~~ Wisconsin Economic Development
6 Corporation has estimated whether the project that the authority would finance
7 under the loan is expected to eliminate, create, or maintain jobs on the project site
8 and elsewhere in this state and the net number of jobs expected to be eliminated,
9 created, or maintained as a result of the project.

10 **SECTION 991.** 234.65 (3m) of the statutes is amended to read:

11 234.65 (3m) An economic development loan may not be made unless the
12 ~~department of commerce~~ Wisconsin Economic Development Corporation complies
13 with sub. (1m) and certifies that each loan complies with sub. (3).

14 **SECTION 992.** 234.65 (3r) of the statutes is amended to read:

15 234.65 (3r) Any economic development loan ~~which~~ that a business receives
16 from the authority under this section to finance a project shall require the business
17 to submit to the ~~department of commerce~~ Wisconsin Economic Development
18 Corporation within 12 months after the project is completed or 2 years after a loan
19 is issued to finance the project, whichever is sooner, on a form prescribed under s.
20 ~~560.034~~ 234.11 (1), the net number of jobs eliminated, created, or maintained on the
21 project site and elsewhere in this state as a result of the project. This subsection does
22 not apply to an economic development loan to finance an economic development
23 project described under s. 234.01 (4n) (c).

24 **SECTION 993.** 234.65 (5) (intro.) of the statutes is amended to read:

1 234.65 (5) (intro.) On or before July 1, 1985, and every July 1 thereafter, the
2 ~~department of commerce~~ Wisconsin Economic Development Corporation shall
3 submit to the chief clerk of each house of the legislature, for distribution to the
4 appropriate standing committees under s. 13.172 (3), a report ~~which shall address~~
5 that addresses the effects of lending under this section in the following areas:

6 **SECTION 994.** 234.83 (1c) (b) of the statutes is amended to read:

7 234.83 (1c) (b) "Small business" means a business, as defined in s. ~~560.60 (2)~~
8 84.185 (1) (a), that employs 50 or fewer employees on a full-time basis.

9 **SECTION 995.** 234.84 (1) of the statutes is amended to read:

10 234.84 (1) DEFINITION. In this section, "~~department~~" "corporation" means the
11 ~~department of commerce~~ Wisconsin Economic Development Corporation.

12 **SECTION 996.** 234.84 (3) (c) of the statutes is amended to read:

13 234.84 (3) (c) The interest rate on the loan, including any origination fees or
14 other charges, is approved by the ~~department~~ corporation.

15 **SECTION 997.** 234.84 (4) (a) of the statutes is amended to read:

16 234.84 (4) (a) Subject to par. (b), the authority shall guarantee collection of a
17 percentage of the principal of, and all interest and any other amounts outstanding
18 on, any loan eligible for a guarantee under sub. (2). The ~~department~~ corporation
19 shall establish the percentage of the principal of an eligible loan that will be
20 guaranteed, using the procedures described in the agreement under s. 234.932 (3)
21 (a). The ~~department~~ corporation may establish a single percentage for all
22 guaranteed loans or establish different percentages for eligible loans on an
23 individual basis.

24 **SECTION 998.** 234.84 (5) (a) of the statutes is amended to read:

1 234.84 (5) (a) The program under this section shall be administered by the
2 ~~department~~ corporation with the cooperation of the authority. The ~~department~~
3 corporation shall enter into a memorandum of understanding with the authority
4 setting forth the respective responsibilities of the ~~department~~ corporation and the
5 authority with regard to the administration of the program, including the functions
6 and responsibilities specified in s. 234.932. The memorandum of understanding
7 shall provide for reimbursement to the ~~department~~ corporation by the authority for
8 costs incurred by the ~~department~~ corporation in the administration of the program.

9 **SECTION 999.** 234.84 (5) (b) of the statutes is amended to read:

10 234.84 (5) (b) The ~~department~~ corporation may charge a premium, fee, or other
11 charge to a borrower of a guaranteed loan under this section for the administration
12 of the loan guarantee.

13 **SECTION 1000.** 234.932 (1) of the statutes is repealed.

14 **SECTION 1001.** 234.932 (2) (a) of the statutes is amended to read:

15 234.932 (2) (a) Moneys ~~appropriated to the authority under s. 20.490 (6) (a) and~~
16 ~~(k) or~~ received by the authority for the Wisconsin job training reserve fund from any
17 other source.

18 **SECTION 1002.** 234.932 (3) (a) (intro.) of the statutes is amended to read:

19 234.932 (3) (a) (intro.) The authority ~~or department~~ shall enter into a
20 guarantee agreement with any bank, production credit association, credit union,
21 savings bank, savings and loan association, or other person who wishes to participate
22 in the loan program guaranteed by the Wisconsin job training reserve fund. The
23 authority ~~or department~~ may determine all of the following, consistent with the
24 terms of the loan guarantee program:

25 **SECTION 1003.** 234.932 (3) (a) 2. of the statutes is amended to read:

1 234.932 (3) (a) 2. Any conditions upon which the authority ~~or department~~ may
2 refuse to enter into such an agreement.

3 **SECTION 1004.** 234.932 (3) (c) of the statutes is amended to read:

4 234.932 (3) (c) The ~~department~~ Wisconsin Economic Development Corporation
5 may establish an eligibility criteria review panel, consisting of experts in finance and
6 in the subject area of the job training loan guarantee program, to provide advice
7 about lending requirements and issues related to the job training loan guarantee
8 program.

9 **SECTION 1005.** 234.932 (4) of the statutes is amended to read:

10 234.932 (4) INCREASES OR DECREASES IN LOAN GUARANTEES. The authority ~~or~~
11 ~~department~~ may request the joint committee on finance to take action under s. 13.10
12 to permit the authority to increase or decrease the total outstanding guaranteed
13 principal amount of loans that it may guarantee under the job training loan
14 guarantee program. Included with its request, the authority ~~or department~~ shall
15 provide a projection, for the next June 30, that compares the amounts required on
16 that date to pay outstanding claims and to fund guarantees under the job training
17 loan guarantee program, and the balance remaining in the Wisconsin job training
18 reserve fund on that date after deducting such amounts, if the increase or decrease
19 is approved, with such amounts and the balance remaining, if the increase or
20 decrease is not approved.

21 **SECTION 1006.** 234.932 (5) of the statutes is amended to read:

22 234.932 (5) ANNUAL REPORT. Annually, the authority ~~or department~~ shall report
23 on the number and total dollar amount of guaranteed loans under the job training
24 loan guarantee program, the default rate on the loans and any other information on
25 the program that the authority ~~or department~~ determines is significant.

1 **SECTION 1007.** 235.02 (2) (d) of the statutes is amended to read:

2 235.02 (2) (d) The ~~secretary of commerce, or the secretary's~~ chief executive
3 officer of the Wisconsin Economic Development Corporation, or his or her designee.

4 **SECTION 1008.** 236.12 (2) (a) of the statutes is amended to read:

5 236.12 (2) (a) Two copies for each of the state agencies required to review the
6 plat to the department which shall examine the plat for compliance with ss. 236.15,
7 236.16, 236.20 and 236.21 (1) and (2). If the subdivision abuts or adjoins a state trunk
8 highway or connecting highway, the department shall transmit 2 copies to the
9 department of transportation so that agency may determine whether it has any
10 objection to the plat on the basis of its rules as provided in s. 236.13. If the subdivision
11 is not served by a public sewer and provision for that service has not been made, the
12 department shall transmit 2 copies to the department of ~~commerce~~ safety and
13 professional services so that that agency may determine whether it has any objection
14 to the plat on the basis of its rules as provided in s. 236.13. In lieu of this procedure
15 the agencies may designate local officials to act as their agents in examining the plats
16 for compliance with the statutes or their rules by filing a written delegation of
17 authority with the approving body.

18 **SECTION 1009.** 236.13 (1) (d) of the statutes is amended to read:

19 236.13 (1) (d) The rules of the department of ~~commerce~~ safety and professional
20 services relating to lot size and lot elevation necessary for proper sanitary conditions
21 in a subdivision not served by a public sewer, where provision for public sewer service
22 has not been made;

23 **SECTION 1010.** 236.13 (2m) of the statutes is amended to read:

24 236.13 (2m) As a further condition of approval when lands included in the plat
25 lie within 500 feet of the ordinary high-water mark of any navigable stream, lake

1 or other body of navigable water or if land in the proposed plat involves lake or stream
2 shorelands referred to in s. 236.16, the department of natural resources, to prevent
3 pollution of navigable waters, or the department of ~~commerce~~ safety and professional
4 services, to protect the public health and safety, may require assurance of adequate
5 drainage areas for private sewage disposal systems and building setback
6 restrictions, or provisions by the owner for public sewage disposal facilities for
7 waters of the state, as defined in s. 281.01 (18), industrial wastes, as defined in s.
8 281.01 (5), and other wastes, as defined in s. 281.01 (7). The public sewage disposal
9 facilities may consist of one or more systems as the department of natural resources
10 or the department of ~~commerce~~ safety and professional services determines on the
11 basis of need for prevention of pollution of the waters of the state or protection of
12 public health and safety.

13 **SECTION 1011.** 236.335 of the statutes is amended to read:

14 **236.335 Prohibited subdividing; forfeit.** No lot or parcel in a recorded plat
15 may be divided, or used if so divided, for purposes of sale or building development if
16 the resulting lots or parcels do not conform to this chapter, to any applicable
17 ordinance of the approving authority or to the rules of the department of ~~commerce~~
18 safety and professional services under s. 236.13. Any person making or causing such
19 a division to be made shall forfeit not less than \$100 nor more than \$500 to the
20 approving authority, or to the state if there is a violation of this chapter or the rules
21 of the department of ~~commerce~~ safety and professional services.

22 **SECTION 1012.** Subchapter I (title) of chapter 238 [precedes 238.01] of the
23 statutes is created to read:

24 **CHAPTER 238**

SUBCHAPTER I**GENERAL PROVISIONS**

SECTION 1013. 238.08 of the statutes is created to read:

238.08 Records of the corporation. All records of the corporation are open to the public as provided in s. 19.35 (1) except those records relating to pending grants, loans, or economic development projects that, in the opinion of the corporation, must remain confidential to protect the competitive nature of the grant, loan, or project.

SECTION 1014. 238.135 of the statutes is created to read:

238.135 Grants to regional economic development organizations. The corporation shall award annual grants to regional economic development organizations to fund marketing activities. The amount of each grant may not exceed \$100,000 or the amount of matching funds the organization obtains from sources other than the corporation or the state, whichever is less.

SECTION 1015. 238.16 (3) (am) of the statutes is created to read:

238.16 (3) (am) The person increases net employment in the person's business.

SECTION 1016. Subchapter II (title) of chapter 238 [precedes 238.30] of the statutes is created to read:

CHAPTER 238**SUBCHAPTER II****TAX INCENTIVES FOR BUSINESS****DEVELOPMENT**

SECTION 1017. 252.12 (2) (a) 9. of the statutes is amended to read:

252.12 (2) (a) 9. 'Grant for family resource center.' The department shall award a grant to develop and implement an African-American family resource center in the

1 city of Milwaukee that targets activities toward the prevention and treatment of HIV
2 infection and related infections, including hepatitis C virus infection, of minority
3 group members, as defined in s. ~~560.036~~ 490.04 (1) (f).

4 **SECTION 1018.** 252.12 (2) (c) 2. of the statutes is amended to read:

5 252.12 (2) (c) 2. From the appropriation account under s. 20.435 (1) (am), the
6 department shall award \$75,000 in each fiscal year as grants for services to prevent
7 HIV infection and related infections, including hepatitis C virus infection. Criteria
8 for award of the grants shall include the criteria specified under subd. 1. The
9 department shall award 60% of the funding to applying organizations that receive
10 funding under par. (a) 8. and 40% of the funding to applying community-based
11 organizations that are operated by minority group members, as defined in s. ~~560.036~~
12 490.04 (1) (f).

13 **SECTION 1019.** 252.15 (5g) (c) of the statutes is amended to read:

14 252.15 (5g) (c) A physician, physician assistant, or advanced practice nurse
15 prescriber, based on information provided to the physician, physician assistant, or
16 advanced practice nurse prescriber, determines and certifies in writing that the
17 person has had contact that constitutes a significant exposure. The certification
18 shall accompany the request for HIV testing and disclosure. If the person is a
19 physician, physician assistant, or advanced practice nurse prescriber, he or she may
20 not make this determination or certification. The information that is provided to a
21 physician, physician assistant, or advanced practice nurse prescriber to document
22 the occurrence of the contact that constitutes a significant exposure and the
23 physician's, physician assistant's, or advanced practice nurse prescriber's
24 certification that the person has had contact that constitutes a significant exposure,
25 shall be provided on a report form that is developed by the department of commerce

1 safety and professional services under s. 101.02 (19) (a) or on a report form that the
2 department of ~~commerce~~ safety and professional services determines, under s.
3 101.02 (19) (b), is substantially equivalent to the report form that is developed under
4 s. 101.02 (19) (a).

5 **SECTION 1020.** 253.15 (1) (c) of the statutes is amended to read:

6 253.15 (1) (c) "Health care provider" means any person who is licensed,
7 registered, permitted, or certified by the department of health services or the
8 department of ~~regulation and licensing~~ safety and professional services to provide
9 health care services in this state.

10 **SECTION 1021.** 254.02 (3) (a) of the statutes is amended to read:

11 254.02 (3) (a) The department of agriculture, trade and consumer protection,
12 the department of corrections, the department of ~~commerce~~ safety and professional
13 services, and the department of natural resources shall enter into memoranda of
14 understanding with the department to establish protocols for the department to
15 review proposed rules of those state agencies relating to air and water quality,
16 occupational health and safety, institutional sanitation, toxic substances, indoor air
17 quality, food protection or waste handling and disposal.

18 **SECTION 1022.** 254.176 (2) (e) of the statutes is amended to read:

19 254.176 (2) (e) A person who engages in the business of installing or servicing
20 heating, ventilating or air conditioning equipment if the person is registered with the
21 department of ~~commerce~~ safety and professional services and if the person engages
22 in activities that constitute lead hazard reduction, only to the extent that the
23 activities are within the scope of his or her registration.

24 **SECTION 1023.** 254.22 (4) of the statutes is amended to read:

1 254.22 (4) Assist the department of ~~commerce~~ safety and professional services
2 with the enforcement of s. 101.123.

3 **SECTION 1024.** 254.51 (2) of the statutes is amended to read:

4 254.51 (2) The department shall enter into memoranda of understanding with
5 the department of agriculture, trade and consumer protection, the department of
6 ~~commerce~~ safety and professional services, and the department of natural resources
7 regarding the investigation and control of animal-borne and vector-borne disease.

8 **SECTION 1025.** 254.73 (1) of the statutes is amended to read:

9 254.73 (1) Every hotel with sleeping accommodations with more than 12
10 bedrooms above the first story shall, between the hours of 12 midnight and 6 a.m.
11 provide a system of security personnel patrol, or of mechanical and electrical devices,
12 or both, adequate, according to standards established by the department of
13 ~~commerce~~ safety and professional services, to warn all guests and employees in time
14 to permit their evacuation in case of fire.

15 **SECTION 1026.** 254.74 (1) (am) of the statutes is amended to read:

16 254.74 (1) (am) Promulgate rules, in consultation with the department of
17 ~~commerce~~ safety and professional services, under which the department of health
18 services shall conduct regular inspections of sealed combustion units, as required
19 under s. 101.149 (5) (c), for carbon monoxide emissions in hotels, tourist rooming
20 houses, and bed and breakfast establishments. The rules shall specify conditions
21 under which it may issue orders as specified under s. 101.149 (8) (a). The rules may
22 not require the department of health services to inspect sealed combustion units
23 during the period in which the sealed combustion units are covered by a
24 manufacturer's warranty against defects.

25 **SECTION 1027.** 254.78 of the statutes is amended to read:

1 **254.78 Authority of department of ~~eommeree~~ safety and professional**
2 **services.** Nothing in this chapter shall affect the authority of the department of
3 ~~eommeree~~ safety and professional services relative to places of employment,
4 elevators, boilers, fire escapes, fire protection, or the construction of public buildings.

5 **SECTION 1028.** 254.79 of the statutes is amended to read:

6 **254.79 Joint employment.** The department and the department of ~~eommeree~~
7 safety and professional services may employ experts, inspectors or other assistants
8 jointly.

9 **SECTION 1029.** 256.35 (3m) (h) of the statutes is amended to read:

10 256.35 (3m) (h) *Other charges prohibited.* No local government ~~or state agency,~~
11 ~~as defined in s. 560.9810 (1)~~ and no office, commission, department, or independent
12 agency in the executive branch of state government, except the commission, may
13 require a wireless provider to collect or pay a surcharge or fee related to wireless
14 emergency telephone service.

15 **SECTION 1030.** 281.33 (2) of the statutes is amended to read:

16 281.33 (2) STATE STORM WATER MANAGEMENT PLAN. The department, in
17 consultation with the department of ~~eommeree~~ safety and professional services,
18 shall promulgate by rule a state storm water management plan. This state plan is
19 applicable to activities contracted for or conducted by any agency, as defined under
20 s. 227.01 (1) but also including the office of district attorney, unless that agency
21 enters into a memorandum of understanding with the department of natural
22 resources in which that agency agrees to regulate activities related to storm water
23 management. The department shall coordinate the activities of agencies, as defined
24 under s. 227.01 (1), in storm water management and make recommendations to
25 these agencies concerning activities related to storm water management.

1 **SECTION 1031.** 281.33 (3m) (title) of the statutes is repealed.

2 **SECTION 1032.** 281.33 (3m) (a) of the statutes is renumbered 101.1206 (1).

3 **SECTION 1033.** 281.33 (3m) (b) of the statutes is renumbered 101.1206 (2) and
4 amended to read:

5 101.1206 (2) The department shall require the submission of plans for erosion
6 control at construction sites described in ~~par. (a)~~ sub. (1) to the department or to a
7 county, city, village, or town to which the department has delegated authority under
8 ~~par. (d)~~ sub. (4) and shall require approval of those plans by the department or the
9 county, city, village, or town.

10 **SECTION 1034.** 281.33 (3m) (c) of the statutes is renumbered 101.1206 (3) and
11 amended to read:

12 101.1206 (3) The department shall require inspection of erosion control
13 activities and structures at construction sites described in ~~par. (a)~~ sub. (1) by the
14 department or a county, city, village, or town to which the department has delegated
15 authority under ~~par. (d)~~ sub. (4).

16 **SECTION 1035.** 281.33 (3m) (d) of the statutes is renumbered 101.1206 (4).

17 **SECTION 1036.** 281.33 (3m) (e) of the statutes is renumbered 101.1206 (5) and
18 amended to read:

19 101.1206 (5) Except as provided in ~~par. (f)~~ sub. (5m), the authority of a county,
20 city, village, or town with respect to erosion control at sites described in ~~par. (a)~~ sub.
21 (1) is limited to that authority delegated under ~~par. (d)~~ sub. (4) and any other
22 authority provided in rules promulgated under this ~~subsection~~ section.

23 **SECTION 1037.** 281.33 (3m) (f) of the statutes is renumbered 101.1206 (5m) and
24 amended to read:

1 101.1206 (5m) Notwithstanding ~~pars. (a) subs. (1) and (e) (5)~~, a county, city,
2 village, or town that has in effect on January 1, 1994, an ordinance that establishes
3 standards for erosion control at building sites for the construction of public buildings
4 and buildings that are places of employment may continue to administer and enforce
5 that ordinance if the standards in the ordinance are more stringent than the
6 standards established under ~~par. (a) sub. (1)~~.

7 **SECTION 1038.** 281.33 (3m) (g) of the statutes is renumbered 101.1206 (6) and
8 amended to read:

9 101.1206 (6) The department, or a county, city, village, or town to which the
10 department delegates the authority to act under this ~~paragraph subsection~~, may
11 issue a special order directing the immediate cessation of work on a construction site
12 described in ~~par. (a) sub. (1)~~ until any required plan approval is obtained or until the
13 site complies with standards established by rules promulgated under this ~~subsection~~
14 section.

15 **SECTION 1039.** 281.33 (3m) (h) of the statutes is renumbered 101.1206 (7).

16 **SECTION 1040.** 281.344 (8) (a) of the statutes is amended to read:

17 281.344 (8) (a) *Goals and objectives.* The department shall specify water
18 conservation and efficiency goals and objectives for the waters of the state. The
19 department shall specify goals and objectives for the waters of the Great Lakes basin
20 that are consistent with the goals under s. 281.343 (4b) (a) and the objectives
21 identified by the regional body under Article 304 (1) of the Great Lakes — St.
22 Lawrence River Basin Sustainable Water Resources Agreement. In specifying these
23 goals and objectives, the department shall consult with the department of ~~commerce~~
24 safety and professional services and the public service commission.

25 **SECTION 1041.** 281.344 (8) (b) (intro.) of the statutes is amended to read:

1 281.344 (8) (b) *Statewide program.* (intro.) In cooperation with the department
2 of ~~commerce~~ safety and professional services and the public service commission, the
3 department shall develop and implement a statewide water conservation and
4 efficiency program that includes all of the following:

5 **SECTION 1042.** 281.344 (8) (b) 3. of the statutes is amended to read:

6 281.344 (8) (b) 3. Water conservation and efficiency measures that the
7 department of ~~commerce~~ safety and professional services requires or authorizes to
8 be implemented under chs. 101 and 145.

9 **SECTION 1043.** 281.346 (8) (a) of the statutes is amended to read:

10 281.346 (8) (a) *Goals and objectives.* The department shall specify water
11 conservation and efficiency goals and objectives for the waters of the state and for the
12 waters of the Great Lakes basin. The department shall specify goals and objectives
13 for the waters of the Great Lakes basin that are consistent with the goals under s.
14 281.343 (4b) (a) and the objectives identified by the Great Lakes council under s.
15 281.343 (4b) (a) and (c). In specifying these goals and objectives, the department
16 shall consult with the department of ~~commerce~~ safety and professional services and
17 the public service commission and consider the water conservation and efficiency
18 goals and objectives developed in any pilot program conducted by the department in
19 cooperation with the regional body.

20 **SECTION 1044.** 281.346 (8) (b) (intro.) of the statutes is amended to read:

21 281.346 (8) (b) *Statewide program.* (intro.) In cooperation with the department
22 of ~~commerce~~ safety and professional services and the public service commission, the
23 department shall develop and implement a statewide water conservation and
24 efficiency program that includes all of the following:

25 **SECTION 1045.** 281.346 (8) (b) 3. of the statutes is amended to read:

1 281.346 (8) (b) 3. Water conservation and efficiency measures that the
2 department of ~~commerce~~ safety and professional services requires or authorizes to
3 be implemented under chs. 101 and 145.

4 **SECTION 1046.** 281.57 (7) (c) 1. of the statutes is amended to read:

5 281.57 (7) (c) 1. Metropolitan sewerage districts that serve 1st class cities are
6 limited in each fiscal year to receiving total grant awards not to exceed 33% of the
7 sum of the amounts in the schedule for that fiscal year for the appropriation under
8 s. ~~20.143 (3)~~ 20.165 (2) (de) and the amount authorized under sub. (10) for that fiscal
9 year plus the unencumbered balance at the end of the preceding fiscal year for the
10 amount authorized under sub. (10). This subdivision is not applicable to grant
11 awards provided during fiscal years 1985-86, 1986-87, 1988-89 and 1989-90.

12 **SECTION 1047.** 281.60 (6) of the statutes is amended to read:

13 281.60 (6) PRIORITY LIST. The department shall establish a priority list that
14 ranks each land recycling loan program project. The department shall promulgate
15 rules for determining project rankings based on the potential of projects to reduce
16 environmental pollution and threats to human health and, for sites and facilities
17 that are not landfills, the extent to which projects will prevent the development of
18 undeveloped land by making land available for redevelopment after a cleanup is
19 conducted. Before the department establishes the priority list, the department shall
20 consider the recommendations of the department of administration and the
21 ~~department of commerce~~ Wisconsin Economic Development Corporation.

22 **SECTION 1048.** 281.75 (18) of the statutes is amended to read:

23 281.75 (18) SUSPENSION OR REVOCATION OF LICENSES. The department may
24 suspend or revoke a license issued under ch. 280 if the department finds that the
25 licensee falsified information submitted under this section. The department of

1 ~~commerce~~ safety and professional services may suspend or revoke the license of a
2 plumber licensed under ch. 145 if the department of ~~commerce~~ safety and
3 professional services finds that the plumber falsified information submitted under
4 this section.

5 **SECTION 1049.** 285.39 (4) of the statutes is amended to read:

6 285.39 (4) REPORT ON NEW REPLENISHMENT MECHANISMS. After expiration of the
7 replenishment implementation period, if the department reports under sub. (2) (b)
8 1. or determines at any other time that the growth accommodation is less than 3,500
9 tons, the department shall, with the advice of the department of ~~commerce~~ safety and
10 professional services, submit a report to the chief clerk of each house of the
11 legislature for distribution to the appropriate standing committees of the legislature
12 under s. 13.172 (3) on how to most effectively and equitably replenish the growth
13 accommodation. The report shall review existing studies and data to evaluate the
14 accuracy of this state's state implementation plan with respect to the effect of
15 emissions from inside and outside the volatile organic compound accommodation
16 area on the ambient air quality within the area.

17 **SECTION 1050.** 285.79 (3) (intro.) of the statutes is amended to read:

18 285.79 (3) ASSISTANCE PROGRAM. (intro.) The department shall, ~~in cooperation~~
19 ~~with the small business ombudsman clearinghouse under s. 560.03 (9),~~ develop and
20 administer a small business stationary source technical and environmental
21 compliance assistance program. The program shall include all of the following:

22 **SECTION 1051.** 292.11 (2) (e) of the statutes is amended to read:

23 292.11 (2) (e) The department shall report notifications that it receives under
24 this subsection related to discharges from petroleum storage tanks, as defined in s.
25 101.144 (1) (bm), to the department of ~~commerce~~ safety and professional services.

1 **SECTION 1052.** 292.11 (7) (d) 1m. b. of the statutes is amended to read:

2 292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the
3 area consists of 2 or more properties affected by a contiguous region of groundwater
4 contamination or contains 2 or more properties that are brownfields, as defined in
5 s. ~~560.13~~ 238.13 (1) (a).

6 **SECTION 1053.** 292.12 (1) (a) of the statutes is amended to read:

7 292.12 (1) (a) "Agency with administrative authority" means the department
8 of agriculture, trade and consumer protection with respect to a site over which it has
9 jurisdiction under s. 94.73 (2), the department of ~~commerce~~ safety and professional
10 services with respect to a site over which it has jurisdiction under s. 101.144 (2) (a),
11 or the department of natural resources with respect to a site over which it has
12 jurisdiction under s. 292.11 (7).

13 **SECTION 1054.** 292.255 of the statutes is amended to read:

14 **292.255 Report on brownfield efforts.** The department of natural
15 resources, the department of administration, and the ~~department of commerce~~
16 Wisconsin Economic Development Corporation shall submit a report evaluating the
17 effectiveness of this state's efforts to remedy the contamination of, and to redevelop,
18 brownfields, as defined in s. ~~560.13~~ 238.13 (1) (a).

19 **SECTION 1055.** 292.33 (6) of the statutes is amended to read:

20 292.33 (6) EXCEPTION. A local governmental unit may not recover costs under
21 this section for remedial activities conducted on a property or portion of a property
22 with respect to a discharge after the department of natural resources, the
23 department of ~~commerce~~ safety and professional services, or the department of
24 agriculture, trade and consumer protection has indicated that no further remedial

1 activities are necessary on the property or portion of the property with respect to the
2 discharge.

3 **SECTION 1056.** 292.79 (1) (a) of the statutes is amended to read:

4 292.79 (1) (a) "Brownfields" has the meaning given in s. ~~560.13~~ 238.13 (1) (a).

5 **SECTION 1057.** 293.11 of the statutes is amended to read:

6 **293.11 Mine effect responsibility.** The department shall serve as the central
7 unit of state government to ensure that the air, lands, waters, plants, fish and
8 wildlife affected by prospecting or mining in this state will receive the greatest
9 practicable degree of protection and reclamation. The administration of
10 occupational health and safety laws and rules that apply to mining shall remain
11 exclusively the responsibility of the department of ~~commerce~~ safety and professional
12 services. The powers and duties of the geological and natural history survey under
13 s. 36.25 (6) shall remain exclusively the responsibility of the geological and natural
14 history survey. Nothing in this section prevents the department of ~~commerce~~ safety
15 and professional services and the geological and natural history survey from
16 cooperating with the department in the exercise of their respective powers and
17 duties.

18 **SECTION 1058.** 299.13 (1m) (intro.) of the statutes is amended to read:

19 299.13 (1m) PROMOTION OF POLLUTION PREVENTION. (intro.) In carrying out the
20 duties under this section and ~~ss. s. 36.25 (30) and 560.19~~, the department, the
21 ~~department of commerce~~ and the center shall promote all of the following techniques
22 for pollution prevention:

23 **SECTION 1059.** 299.83 (8) (f) of the statutes is amended to read:

24 299.83 (8) (f) The department and the department of ~~commerce~~ safety and
25 professional services shall jointly provide information about participation contracts

1 and environmental management systems to potential participants in the program
2 and to other interested persons. The department shall consult with the department
3 of ~~eommerce~~ safety and professional services about the administration of the
4 program.

5 **SECTION 1060.** 346.503 (1m) (g) of the statutes is amended to read:

6 346.503 (1m) (g) This subsection does not affect the authority under s. 101.13
7 of the department of ~~eommerce~~ safety and professional services to require by rule the
8 reservation of parking spaces for use by a motor vehicle used by a physically disabled
9 person.

10 **SECTION 1061.** 346.503 (4) of the statutes is amended to read:

11 346.503 (4) The department, after consulting with the department of
12 ~~eommerce~~ safety and professional services, shall promulgate rules governing the
13 design, size and installation of the official traffic signs required under sub. (2) or
14 (2m).

15 **SECTION 1062.** Chapter 440 (title) of the statutes is amended to read:

16 **CHAPTER 440**

17 **DEPARTMENT OF REGULATION AND**

18 **LICENSING SAFETY AND**

19 **PROFESSIONAL SERVICES**

20 **SECTION 1063.** 440.01 (1) (aj) of the statutes is amended to read:

21 440.01 (1) (aj) "Department" means the department of ~~regulation and licensing~~
22 safety and professional services.

23 **SECTION 1064.** 440.01 (1) (g) of the statutes is amended to read:

24 440.01 (1) (g) "Secretary" means the secretary of ~~regulation and licensing~~
25 safety and professional services.

1 **SECTION 1065.** 440.01 (2) (cs) of the statutes is amended to read:

2 440.01 (2) (cs) "Minority group member" has the meaning given in s. ~~560.036~~
3 490.04 (1) (f).

4 **SECTION 1066.** 440.03 (1m) of the statutes is amended to read:

5 440.03 (1m) The department may promulgate rules specifying the number of
6 business days within which the department or any examining board or affiliated
7 credentialing board in the department must review and make a determination on an
8 application for a permit, as defined in s. ~~560.41(2)~~ 227.116 (1g), that is issued under
9 chs. 440 to 480.

10 **SECTION 1067.** 440.03 (3q) of the statutes is amended to read:

11 440.03 (3q) Notwithstanding sub. (3m), the department of ~~regulation and~~
12 ~~licensing~~ safety and professional services shall investigate any report that it receives
13 under s. 146.40 (4r) (em).

14 **SECTION 1068.** 440.03 (11m) (c) of the statutes is amended to read:

15 440.03 (11m) (c) The department of ~~regulation and licensing~~ safety and
16 professional services may not disclose a social security number obtained under par.
17 (a) to any person except the coordinated licensure information system under s.
18 441.50 (7); the department of children and families for purposes of administering s.
19 49.22; and, for a social security number obtained under par. (a) 1., the department
20 of revenue for the purpose of requesting certifications under s. 73.0301 and
21 administering state taxes.

22 **SECTION 1069.** 440.03 (12m) of the statutes is amended to read:

23 440.03 (12m) The department of ~~regulation and licensing~~ safety and
24 professional services shall cooperate with the departments of justice, children and
25 families, and health services in developing and maintaining a computer linkup to

1 provide access to information regarding the current status of a credential issued to
2 any person by the department of ~~regulation and licensing~~ safety and professional
3 services, including whether that credential has been restricted in any way.

4 **SECTION 1070.** 440.03 (18) (a) of the statutes is created to read:

5 440.03 (18) (a) In this subsection, "veteran" has the meaning given in s. 45.01
6 (12).

7 **SECTION 1071.** 440.13 (1) (b) of the statutes is amended to read:

8 440.13 (1) (b) "Memorandum of understanding" means a memorandum of
9 understanding entered into by the department of ~~regulation and licensing~~ safety and
10 professional services and the department of children and families under s. 49.857.

11 **SECTION 1072.** 440.22 (2) of the statutes is amended to read:

12 440.22 (2) In any disciplinary proceeding against a holder of a credential in
13 which the department or an examining board, affiliated credentialing board or board
14 in the department orders suspension, limitation or revocation of the credential or
15 reprimands the holder, the department, examining board, affiliated credentialing
16 board or board may, in addition to imposing discipline, assess all or part of the costs
17 of the proceeding against the holder. Costs assessed under this subsection are
18 payable to the department. Interest shall accrue on costs assessed under this
19 subsection at a rate of 12% per year beginning on the date that payment of the costs
20 are due as ordered by the department, examining board, affiliated credentialing
21 board or board. Upon the request of the department of ~~regulation and licensing~~
22 safety and professional services, the department of justice may commence an action
23 to recover costs assessed under this subsection and any accrued interest.

24 **SECTION 1073.** 440.905 (1) of the statutes is amended to read:

1 440.905 (1) In addition to the other duties and powers of the board under this
2 subchapter, the board shall advise the secretary of ~~regulation and licensing~~ safety
3 and professional services on matters relating to cemeteries, to this chapter, or to the
4 board.

5 **SECTION 1074.** 440.92 (2) (d) of the statutes is amended to read:

6 440.92 (2) (d) A preneed seller may not sell any undeveloped space unless the
7 plans for the construction of the mausoleum have been submitted to the department
8 of ~~commerce~~ safety and professional services for approval under s. 157.12 (2) (a) and
9 the preneed sales contract includes the following language in not less than 10-point
10 boldface type: "THE PLANS FOR CONSTRUCTING THE MAUSOLEUM SPACE
11 HAVE BEEN SUBMITTED TO THE DEPARTMENT OF ~~COMMERCE~~ SAFETY
12 AND PROFESSIONAL SERVICES FOR APPROVAL. THE SELLER IS
13 RESPONSIBLE FOR ALL COSTS REQUIRED TO OBTAIN APPROVAL OF THE
14 PLANS BY THE DEPARTMENT OF ~~COMMERCE~~ SAFETY AND
15 PROFESSIONAL SERVICES, COMPLETE THE CONSTRUCTION, AND OBTAIN
16 CERTIFICATION OF THE CONSTRUCTION BY THE DEPARTMENT OF
17 COMMERCE SAFETY AND PROFESSIONAL SERVICES."

18 **SECTION 1075.** 440.945 (5) (b) of the statutes is amended to read:

19 440.945 (5) (b) The department of justice or any district attorney, upon
20 informing the department of justice, may commence an action in circuit court in the
21 name of the state to restrain by temporary or permanent injunction any violation of
22 this section. The court may, prior to entry of final judgment, make such orders or
23 judgments as may be necessary to restore to any person any pecuniary loss suffered
24 because of the acts or practices involved in the action, if proof of such loss is submitted
25 to the satisfaction of the court. The department of justice may subpoena persons and

1 require the production of books and other documents, and may request the
2 department of ~~regulation and licensing~~ safety and professional services to exercise
3 its authority under par. (a) to aid in the investigation of alleged violations of this
4 section.

5 **SECTION 1076.** 452.13 (2) (b) 1. of the statutes is amended to read:

6 452.13 (2) (b) 1. Register with the department of ~~regulation and licensing~~
7 safety and professional services the name and address of the depository institution
8 and the number of the interest-bearing common trust account.

9 **SECTION 1077.** 452.13 (2) (b) 2. of the statutes is amended to read:

10 452.13 (2) (b) 2. Notify the department of ~~regulation and licensing~~ safety and
11 professional services when any of the information required under subd. 1. is
12 changed.

13 **SECTION 1078.** 452.13 (2) (b) 3. of the statutes is amended to read:

14 452.13 (2) (b) 3. Furnish the department of ~~regulation and licensing~~ safety and
15 professional services with a letter authorizing the department of ~~regulation and~~
16 licensing safety and professional services and the ~~department of commerce~~
17 Wisconsin Housing and Economic Development Authority to examine and audit the
18 interest-bearing common trust account whenever the department of ~~regulation and~~
19 licensing safety and professional services or the ~~department of commerce~~ Wisconsin
20 Housing and Economic Development Authority considers it necessary.

21 **SECTION 1079.** 452.13 (2) (bm) of the statutes is amended to read:

22 452.13 (2) (bm) The department of ~~regulation and licensing~~ safety and
23 professional services shall forward to the ~~department of commerce~~ Wisconsin
24 Housing and Economic Development Authority the information and documents
25 furnished under par. (b).

1 **SECTION 1080.** 452.13 (2) (d) of the statutes is amended to read:

2 452.13 (2) (d) The ~~department of commerce~~ Wisconsin Housing and Economic
3 Development Authority is the beneficial owner of the interest accruing to the
4 interest-bearing common trust account, minus any service charges or fees.

5 **SECTION 1081.** 452.13 (2) (e) 1. of the statutes is amended to read:

6 452.13 (2) (e) 1. Annually, before February 1, remit to the ~~department of~~
7 ~~commerce~~ Wisconsin Housing and Economic Development Authority the total
8 interest or dividends, minus service charges or fees, earned on the average daily
9 balance in the interest-bearing common trust account during the 12 months ending
10 on the previous December 31. A depository institution is not required to remit any
11 amount if the total interest or dividends for that period is less than \$10 before any
12 deduction for service charges or fees.

13 **SECTION 1082.** 452.13 (2) (e) 2. of the statutes is amended to read:

14 452.13 (2) (e) 2. When the interest remittance is sent, furnish to the
15 ~~department of commerce~~ Wisconsin Housing and Economic Development Authority
16 and to the broker maintaining the interest-bearing common trust account a
17 statement that includes the name of the broker for whose account the remittance is
18 made, the rate of interest applied, the amount of service charges or fees deducted,
19 if any, and the account balance for the period that the statement covers.

20 **SECTION 1083.** 452.13 (2) (f) 2. of the statutes is amended to read:

21 452.13 (2) (f) 2. May not assess a service charge or fee for an interest-bearing
22 common trust account against the ~~department of commerce~~ Wisconsin Housing and
23 Economic Development Authority.

24 **SECTION 1084.** 452.13 (2) (f) 3. of the statutes is amended to read:

452.13 (2) (f) 3. May deduct a service charge or fee from the interest earned by an interest-bearing common trust account, and if a balance remains, may deduct the remaining charge or fee from the interest earned on any other interest-bearing common trust account maintained in that depository institution, before remitting interest to the ~~department of commerce~~ Wisconsin Housing and Economic Development Authority.

SECTION 1085. 452.13 (5) of the statutes is amended to read:

452.13 (5) RULES. In consultation with the department of regulation and licensing, the department of commerce Wisconsin Housing and Economic Development Authority, the department of safety and professional services shall promulgate rules necessary to administer this section.

SECTION 1086. 462.01 (3) of the statutes is amended to read:

462.01 (3) "Department" means the department of ~~regulation and licensing~~
safety and professional services.

SECTION 1087. Chapter 490 of the statutes is created to read:

CHAPTER 490

BUSINESS ASSISTANCE PROGRAMS

SECTION 1088. 490.01 of the statutes is created to read:

490.01 Definitions. In this chapter:

(1) "Department" means the department of safety and professional services.

(2) “Secretary” means the secretary of safety and professional services.

SECTION 1089. Chapter 560 (title) of the statutes is repealed.

SECTION 1090. Subchapter I (title) of chapter 560 [precedes 560.001] of the statutes is repealed.

SECTION 1091. 560.001 of the statutes is repealed.

SECTION 1092. 560.01 (title), (1) and (2) of the statutes are repealed.

SECTION 1093. 560.01 (3) of the statutes is renumbered 238.04 (14) and amended to read:

238.04 (14) ~~FOREIGN OFFICE AGREEMENTS. The department may enter~~ Enter into agreements regarding compensation, space, and other administrative matters as are necessary to operate ~~departmental~~ offices in other states and foreign countries. Such agreements shall be subject to the approval of the secretary of administration.

SECTION 1094. 560.02 of the statutes is repealed.

SECTION 1095. 560.03 (title) of the statutes is repealed.

SECTION 1096. 560.03 (intro.) of the statutes is repealed.

SECTION 1097. 560.03 (1) of the statutes is repealed.

****NOTE: This is reconciled s. 560.03 (1). This SECTION has been affected by drafts with the following LRB numbers: LRB-0157/3 and LRB-1465/P3.

SECTION 1098. 560.03 (2) of the statutes is repealed.

SECTION 1099. 560.03 (3) of the statutes is repealed.

SECTION 1100. 560.03 (4) of the statutes is repealed.

SECTION 1101. 560.03 (4m) of the statutes is repealed.

SECTION 1102. 560.03 (5) of the statutes is repealed.

SECTION 1103. 560.03 (6) of the statutes is repealed.

SECTION 1104. 560.03 (8) of the statutes is repealed.

SECTION 1105. 560.03 (9) of the statutes is repealed.

SECTION 1106. 560.03 (10) of the statutes is repealed.

SECTION 1107. 560.03 (11) of the statutes is repealed.

SECTION 1108. 560.03 (16) of the statutes is repealed.

1 **SECTION 1109.** 560.03 (17) of the statutes is renumbered 238.25 and amended
2 to read:

3 **238.25 Assistance to loan recipients.** ~~Assist~~ The corporation shall assist
4 new businesses and small businesses receiving economic development loans under
5 s. 234.65 (1) (a) or the assistance of the Wisconsin Housing and Economic
6 Development Authority in locating sources of venture capital and in obtaining the
7 state and federal licenses and permits necessary for business operations.

8 **SECTION 1110.** 560.03 (18) of the statutes is repealed.

 ****NOTE: This is reconciled s. 560.03 (18). This SECTION has been affected by drafts
with the following LRB numbers: LRB-1187/P4 and LRB-1465/P3.

9 **SECTION 1111.** 560.03 (19) of the statutes is repealed.

10 **SECTION 1112.** 560.03 (20) of the statutes is repealed.

11 **SECTION 1113.** 560.03 (21) of the statutes is repealed.

12 **SECTION 1114.** 560.03 (22) of the statutes is repealed.

13 **SECTION 1115.** 560.03 (23) of the statutes is repealed.

14 **SECTION 1116.** 560.03 (25) of the statutes is repealed.

 ****NOTE: This is reconciled s. 560.03 (25). This SECTION has been affected by drafts
with the following LRB numbers: LRB-1187/P4 and LRB-1465/P3.

15 **SECTION 1117.** 560.03 (26) of the statutes is repealed.

 ****NOTE: This is reconciled s. 560.03 (26). This SECTION has been affected by drafts
with the following LRB numbers: LRB-1187/P4 and LRB-1465/P3.

16 **SECTION 1118.** 560.031 of the statutes is repealed.

17 **SECTION 1119.** 560.032 of the statutes is renumbered 238.10 and amended to
18 read:

19 **238.10 Allocation of volume cap on tax-exempt bonds.** (1) ALLOCATION.
20 The department, ~~by rule,~~ corporation shall establish under 26 USC 146 and
21 administer a system for the allocation of the volume cap on the issuance of private

1 activity bonds, as defined under 26 USC 141 (a), among all municipalities, as defined
2 in s. 67.01 (5), and any corporation formed on behalf of those municipalities, and
3 among this state, the Wisconsin Health and Educational Facilities Authority, the
4 Wisconsin Aerospace Authority, and the Wisconsin Housing and Economic
5 Development Authority.

6 (2) AMENDMENT TO ALLOCATION. At any time prior to December 31 in any year,
7 the ~~department~~ corporation may ~~promulgate~~ adopt rules to revise the allocation
8 system established for that year under sub. (1), except that any revision under this
9 subsection does not apply to any allocation under which the recipient of that
10 allocation has adopted a resolution authorizing the issuance of a private activity
11 bond, as defined in 26 USC 141 (a).

12 (3) CONDITIONS. The ~~department~~ corporation may establish, ~~by rule~~, any
13 procedure for, and place any condition upon, the granting of an allocation under this
14 section which the ~~department~~ corporation deems to be in the best interest of the state
15 including, ~~but not limited to~~, a requirement that a cash deposit, at a rate established
16 by the ~~department in the rules~~ corporation, be a condition for an allocation.

17 (4) CERTIFICATION. If the ~~secretary~~ corporation receives notice of the issuance
18 of a bond under an allocation under subs. (1) to (3), the ~~secretary~~ corporation shall
19 certify that that bond meets the requirements of 26 USC 146.

20 **SECTION 1120.** 560.033 of the statutes is repealed.

21 **SECTION 1121.** 560.0335 of the statutes is renumbered 490.02.

22 **SECTION 1122.** 560.034 of the statutes is renumbered 238.11, and 238.11 (1),
23 (2), (3) and (5) (intro.), as renumbered, are amended to read:

24 238.11 (1) The ~~department~~ corporation shall prescribe the notice forms to be
25 used under ss. 66.1103 (4m) (a) 1. and 234.65 (3) (a). The ~~department~~ corporation

1 shall include on the forms a requirement for information on the number of jobs the
2 person submitting the notice expects to be eliminated, created, or maintained on the
3 project site and elsewhere in this state by the project which is the subject of the
4 notice. The ~~department~~ corporation shall prescribe the forms to be used under ss.
5 66.1103 (4m) (b) and 234.65 (3r).

6 (2) If the ~~department~~ corporation receives a notice under s. 66.1103 (4m) (a),
7 the ~~department~~ corporation shall estimate, no later than 20 days after receipt of the
8 notice, whether the project ~~which~~ that is the subject of the notice is expected to
9 eliminate, create, or maintain jobs on the project site and elsewhere in this state and
10 the net number of jobs expected to be eliminated, created, or maintained as a result
11 of the project.

12 (3) If the ~~department~~ corporation receives a notice under s. 234.65 (3) (a), the
13 ~~department~~ corporation shall estimate, no later than 20 days after receipt of the
14 notice, whether the project which is the subject of the notice is expected to eliminate,
15 create, or maintain jobs on the project site and elsewhere in this state and the net
16 number of jobs expected to be eliminated, created, or maintained as a result of the
17 project.

18 (5) (intro.) The ~~department~~ corporation shall issue an estimate made:

19 **SECTION 1123.** 560.035 of the statutes is renumbered 490.03.

20 **SECTION 1124.** 560.036 of the statutes is renumbered 490.04.

21 **SECTION 1125.** 560.037 of the statutes is renumbered 490.06, and 490.06 (1)
22 (intro.) of the statutes, as renumbered, is amended to read:

23 490.06 (1) (intro.) Subject to sub. (3), the department may make grants from
24 the appropriation under s. ~~20.143~~ 20.165 (1) (fw) to the women's business initiative
25 corporation to fund its operating costs if all of the following apply:

1 **SECTION 1126.** 560.04 of the statutes is repealed.

2 **SECTION 1127.** 560.045 of the statutes is repealed.

3 **SECTION 1128.** 560.047 of the statutes is repealed.

4 **SECTION 1129.** 560.05 of the statutes is repealed.

5 **SECTION 1130.** 560.07 of the statutes is repealed.

6 **SECTION 1131.** 560.075 of the statutes is renumbered 238.12, and 238.12 (2),
7 as renumbered, is amended to read:

8 238.12 (2) The ~~department~~ corporation may not award a grant or loan under
9 this chapter to a person or certify a person to receive tax benefits unless the
10 ~~department~~ corporation enters into an agreement with the person that requires the
11 person to repay the grant, loan, or tax benefits if, within 5 years after receiving the
12 grant or loan or being certified to receive tax benefits, the person ceases to conduct
13 in this state the economic activity for which the person received the grant or loan or
14 for which the person was certified to receive tax benefits and commences
15 substantially the same economic activity outside this state.

16 **SECTION 1132.** 560.08 (1), (2) (intro.), (a), (b), (c), (d), (e), (f), (g), (h), (i) and (j)
17 of the statutes are repealed.

18 **SECTION 1133.** 560.08 (2) (m) of the statutes is renumbered 238.26 and
19 amended to read:

20 **238.26 Report to investment board.** No later than September 30 of each
21 even-numbered year, the corporation shall submit to the investment board a report
22 describing the types of investments in businesses in this state ~~which~~ that will have
23 the greatest likelihood of enhancing economic development in this state.

24 **SECTION 1134.** 560.081 of the statutes is repealed.

25 **SECTION 1135.** 560.082 of the statutes is repealed.

1 **SECTION 1136.** 560.09 of the statutes is repealed.

2 **SECTION 1137.** 560.097 of the statutes is renumbered 238.15 and amended to
3 read:

4 **238.15 Notification of position openings; compliance.** The department
5 corporation shall monitor compliance with the position-opening notification
6 requirements under ss. 66.1103 (6m) and 106.16.

7 **SECTION 1138.** 560.11 of the statutes is repealed.

8 **SECTION 1139.** 560.125 (title) and (1) to (3) of the statutes are renumbered
9 101.45 (title) and (1) to (3).

 ****NOTE: This is reconciled s. 560.125 (title) and (1) to (3). This SECTION has been
affected by drafts with the following LRB numbers: -0200, -0201, -1465.

10 **SECTION 1140.** 560.125 (4) (a) to (e) of the statutes are renumbered 101.45 (4)
11 (a) to (e), and 101.45 (4) (d) of the statutes, as renumbered, is amended to read:

12 101.45 (4) (d) In any fiscal year, the department may not pay to any one
13 applicant more than 20 percent of the amount appropriated under s. 20.143 (3)
14 20.165 (2) (sm) for the fiscal year.

 ****NOTE: This is reconciled s. 560.125 (4) (a) to (e). This SECTION has been affected
by drafts with the following LRB numbers: -0200, -0201, -1465.

15 **SECTION 1141.** 560.125 (4) (f) and (g) of the statutes are repealed.

 ****NOTE: This is reconciled s. 560.125 (4) (f) and (g). This SECTION has been affected
by drafts with the following LRB numbers: -0200, -0201, -1465.

16 **SECTION 1142.** 560.125 (5) to (6) of the statutes are renumbered 101.45 (5) to
17 (6).

 ****NOTE: This is reconciled s. 560.125 (5) to (6). This SECTION has been affected
by drafts with the following LRB numbers: -0200, -0201, -1465.

18 **SECTION 1143.** 560.126 of the statutes is repealed.

 ****NOTE: This is reconciled s. 560.126. This SECTION has been affected by drafts
with the following LRB numbers: LRB-1224/P2 and LRB-1465/P3.

19 **SECTION 1144.** 560.128 of the statutes is repealed.

SECTION 1145. 560.13 (1), (2), (3), (5) and (6m) of the statutes are renumbered 238.13 (1), (2), (3), (5) and (6m), and 238.13 (2) (a) (intro.) and (b) 1., (3) (intro.) and (f) and (5), as renumbered, are amended to read:

238.13 (2) (a) (intro.) ~~Subject to subs. (4) and (5), from the appropriation under s. 20.143 (1) (gm) the department~~ The corporation may make a grant to a person if all of the following apply:

(b) 1. The contribution required under par. (a) 3. may be in cash or in-kind. Cash contributions may be of private or public funds, ~~excluding funds obtained under the program under s. 560.17 or under any program under subch. II or V of this chapter.~~ In-kind contributions shall be limited to actual remediation services.

(3) (intro.) ~~The department~~ corporation may consider the following criteria in making awards under this section:

(f) Any other factors considered by the ~~department~~ corporation to be relevant to assessing the viability and feasibility of the project.

(5) Before the ~~department~~ corporation awards a grant under this section, the ~~department~~ corporation shall consider the recommendations of the department of administration and the department of natural resources.

SECTION 1146. 560.13 (4) of the statutes is repealed.

SECTION 1147. 560.13 (6) of the statutes is repealed.

SECTION 1148. 560.138 of the statutes is repealed.

SECTION 1149. 560.139 of the statutes is repealed.

SECTION 1150. 560.145 of the statutes is repealed.

SECTION 1151. 560.15 of the statutes is repealed.

****NOTE: This is reconciled s. 560.15. This SECTION has been affected by drafts with the following LRB numbers: LRB-1187/P4 and LRB-1465/P3.

1 **SECTION 1152.** 560.155 of the statutes is repealed.

2 **SECTION 1153.** 560.157 of the statutes is repealed.

3 **SECTION 1154.** 560.165 of the statutes is repealed.

4 **SECTION 1155.** 560.167 of the statutes is repealed.

5 **SECTION 1156.** 560.17 of the statutes is repealed.

6 **SECTION 1157.** 560.19 of the statutes is repealed.

7 **SECTION 1158.** 560.203 of the statutes is repealed.

8 **SECTION 1159.** 560.204 of the statutes is renumbered 238.14 and amended to
9 read:

10 **238.14 Hardware and software used to maintain medical records. (1)**

11 The ~~department~~ corporation shall implement a program to certify health care
12 providers as eligible for the electronic medical records credit under ss. 71.07 (5i),
13 71.28 (5i), and 71.47 (5i).

14 **(2)** If the ~~department~~ corporation certifies a health care provider under sub.
15 (1), the ~~department~~ corporation shall determine the amount of credits to allocate to
16 the health care provider. The total amount of electronic medical records credits
17 allocated to health care providers in any year may not exceed \$10,000,000.

18 **(3)** The ~~department~~ corporation shall inform the department of revenue of
19 every health care provider certified under sub. (1) and the amount of credits allocated
20 to the health care provider.

21 **(4)** The ~~department~~ corporation, in consultation with the department of
22 revenue, shall ~~promulgate~~ adopt rules to administer this section.

23 **SECTION 1160.** 560.205 of the statutes is renumbered 238.15, and 238.15 (1)
24 (intro.), (2), (3) (a), (b), and (d) (intro.), 1., 2. a. and b. and (e), as renumbered, are
25 amended to read:

1 238.15 (1) ANGEL INVESTMENT TAX CREDITS. (intro.) The ~~department~~ corporation
2 shall implement a program to certify businesses for purposes of s. 71.07 (5d). A
3 business desiring certification shall submit an application to the ~~department~~
4 corporation in each taxable year for which the business desires certification. The
5 business shall specify in its application the investment amount it wishes to raise and
6 the ~~department~~ corporation may certify the business and determine the amount that
7 qualifies for purposes of s. 71.07 (5d). ~~Unless otherwise provided under the rules of~~
8 ~~the department, a~~ A business may be certified under this subsection, and may
9 maintain such certification, only if the business satisfies all of the following
10 conditions:

11 (2) EARLY STAGE SEED INVESTMENT TAX CREDITS. The ~~department~~ corporation
12 shall implement a program to certify investment fund managers for purposes of ss.
13 71.07 (5b), 71.28 (5b), 71.47 (5b), and 76.638. An investment fund manager desiring
14 certification shall submit an application to the ~~department~~ corporation. The
15 investment fund manager shall specify in the application the investment amount
16 that the manager wishes to raise and the ~~department~~ corporation may certify the
17 manager and determine the amount that qualifies for purposes of ss. 71.07 (5b),
18 71.28 (5b), 71.47 (5b), and 76.638. In determining whether to certify an investment
19 fund manager, the ~~department~~ corporation shall consider the investment fund
20 manager's experience in managing venture capital funds, the past performance of
21 investment funds managed by the applicant, the expected level of investment in the
22 investment fund to be managed by the applicant, and any other relevant factors. The
23 ~~department~~ corporation may certify only investment fund managers that commit to
24 consider placing investments in businesses certified under sub. (1).

1 (3) (a) *List of certified businesses and investment fund managers.* The
2 ~~department~~ corporation shall maintain a list of businesses certified under sub. (1)
3 and investment fund managers certified under sub. (2) and shall permit public access
4 to the lists through the ~~department's~~ corporation's Internet Web site.

5 (b) *Notification of department of revenue.* The ~~department of commerce~~
6 corporation shall notify the department of revenue of every certification issued under
7 ~~sub.~~ subs. (1) and (2) and the date on which any such certification is revoked or
8 expires.

9 (d) *Rules.* (intro.) The ~~department of commerce~~ corporation, in consultation
10 with the department of revenue, shall ~~promulgate~~ adopt rules to administer this
11 section. The rules shall further define "bona fide angel investment" for purposes of
12 s. 71.07 (5d) (a) 1. The rules shall limit the aggregate amount of tax credits under
13 s. 71.07 (5d) that may be claimed for investments in businesses certified under sub.
14 (1) at \$3,000,000 per calendar year for calendar years beginning after December 31,
15 2004, and before January 1, 2008, \$5,500,000 per calendar year for calendar years
16 beginning after December 31, 2007, and before January 1, 2010, \$6,500,000 for
17 calendar year 2010, and \$20,000,000 per calendar year for calendar years beginning
18 after December 31, 2010, plus, for taxable years beginning after December 31, 2010,
19 an additional \$250,000 for tax credits that may be claimed for investments in
20 nanotechnology businesses certified under sub. (1). The rules shall also limit the
21 aggregate amount of the tax credits under ss. 71.07 (5b), 71.28 (5b), 71.47 (5b), and
22 76.638 that may be claimed for investments paid to fund managers certified under
23 sub. (2) at \$3,500,000 per calendar year for calendar years beginning after December
24 31, 2004, and before January 1, 2008, \$6,000,000 per calendar year for calendar
25 years beginning after December 31, 2007, and before January 1, 2010, \$8,000,000 for

1 calendar year 2010, and \$20,500,000 per calendar year for calendar years beginning
2 after December 31, 2010, plus, for taxable years beginning after December 31, 2010,
3 an additional \$250,000 for tax credits that may be claimed for investments in
4 nanotechnology businesses certified under sub. (1). The rules shall also provide that,
5 for calendar years beginning after December 31, 2007, no person may receive a credit
6 under ss. 71.07 (5b) and (5d), 71.28 (5b), 71.47 (5b), or 76.638 unless the person's
7 investment is kept in a certified business, or with a certified fund manager, for no less
8 than 3 years. The rules shall permit the ~~department~~ corporation to reallocate credits
9 under this section that are unused in any calendar year to a person eligible for tax
10 benefits, as defined under s. ~~560.2055~~ 238.16 (1) (d), if all of the following apply:

11 1. The ~~department~~ corporation notifies the joint committee on finance in
12 writing of its proposed reallocation.

13 2. a. The cochairpersons of the joint committee on finance fail to notify the
14 ~~department~~ corporation, within 14 working days after the date of the ~~department's~~
15 corporation's notification under subd. 1., that the committee has scheduled a meeting
16 for the purpose of reviewing the proposed reallocation.

17 b. The cochairpersons of the joint committee on finance notify the ~~department~~
18 corporation that the committee has approved the proposed reallocation.

19 (e) *Transfer*. A person who is eligible to claim a credit under s. 71.07 (5b), 71.28
20 (5b), 71.47 (5b), or 76.638 may sell or otherwise transfer the credit to another person
21 who is subject to the taxes or fees imposed under s. 71.02, 71.23, 71.47, or subch. III
22 of ch. 76, if the person receives prior authorization from the investment fund
23 manager and the manager then notifies the ~~department of commerce~~ corporation
24 and the department of revenue of the transfer and submits with the notification a
25 copy of the transfer documents. No person may sell or otherwise transfer a credit as

1 provided in this paragraph more than once in a 12-month period. The ~~department~~
2 corporation may charge any person selling or otherwise transferring a credit under
3 this paragraph a fee equal to 1 percent of the credit amount sold or transferred. The
4 ~~department shall deposit all fees collected under this paragraph in the appropriation~~
5 ~~account under s. 20.143 (1) (gm).~~

6 **SECTION 1161.** 560.2055 (title) and (1) of the statutes are renumbered 238.16
7 (title) and (1).

8 **SECTION 1162.** 560.2055 (2) of the statutes is renumbered 238.16 (2), and
9 238.16 (2) (intro.) and (b), as renumbered, are amended to read:

10 238.16 (2) (intro.) The ~~department~~ corporation may certify a person to receive
11 tax benefits under this section if all of the following apply:

12 (b) The person applies under this section and enters into a contract with the
13 ~~department~~ corporation.

14 **SECTION 1163.** 560.2055 (3) (intro.) and (c) of the statutes are renumbered
15 238.16 (3) (intro.) and (c) and amended to read:

16 238.16 (3) ELIGIBILITY FOR TAX BENEFITS. (intro.) A person certified under sub.
17 (2) may receive tax benefits under this section if, in each year for which the person
18 claims tax benefits under this section, ~~the person increases net employment in the~~
19 ~~person's business and one of the following apply~~ applies:

20 (c) In a tier I county or municipality or a tier II county or municipality, the
21 person increases net employment in the person's business and improves the
22 job-related skills of any eligible employee, trains any eligible employee on the use
23 of job-related new technologies, or provides job-related training to any eligible
24 employee whose employment with the person represents the employee's first
25 full-time job.

1 **SECTION 1164.** 560.2055 (3) (a) of the statutes is repealed.

2 **SECTION 1165.** 560.2055 (3) (b) of the statutes is repealed.

3 **SECTION 1166.** 560.2055 (4) (title) and (a) of the statutes are renumbered
4 238.16 (4) (title) and (a).

5 **SECTION 1167.** 560.2055 (4) (b) 1. (intro.) of the statutes is renumbered 238.16
6 (4) (b) 1. and amended to read:

7 238.16 (4) (b) 1. The ~~department~~ corporation may award to a person certified
8 under sub. (2) tax benefits for each eligible employee in an amount equal to up to 10
9 percent of the wages paid by the person to that employee if that employee earned
10 wages in the year for which the tax benefit is claimed equal to one of the following:
11 or \$10,000, whichever is less.

12 **SECTION 1168.** 560.2055 (4) (b) 1. a. and b. of the statutes are repealed.

13 **SECTION 1169.** 560.2055 (4) (b) 2. and (c) of the statutes are renumbered 238.16
14 (4) (b) 2. and (c) and amended to read:

15 238.16 (4) (b) 2. The ~~department~~ corporation may award to a person certified
16 under sub. (2) tax benefits in an amount to be determined by the ~~department by rule~~
17 corporation for costs incurred by the person to undertake the training activities
18 described in sub. (3) (c).

19 (c) Subject to a reallocation by the ~~department~~ corporation pursuant to rules
20 ~~promulgated~~ adopted under s. ~~560.205~~ 238.215 (3) (d), the ~~department~~ corporation
21 may allocate up to \$5,000,000 in tax benefits under this section in any calendar year.

22 **SECTION 1170.** 560.2055 (5) of the statutes is renumbered 238.16 (5), and
23 238.16 (5) (title), (a), (b), (c), (d), (e) and (f) (intro.) and 1. (intro.), as renumbered, are
24 amended to read:

1 238.16 (5) (title) DUTIES OF THE ~~DEPARTMENT~~ CORPORATION. (a) The ~~department~~
2 ~~of commerce~~ corporation shall notify the department of revenue when the
3 ~~department of commerce~~ corporation certifies a person to receive tax benefits.

4 (b) The ~~department of commerce~~ corporation shall notify the department of
5 revenue within 30 days of revoking a certification made under sub. (2).

6 (c) The ~~department~~ corporation may require a person to repay any tax benefits
7 the person claims for a year in which the person failed to maintain employment
8 required by an agreement under sub. (2) (b).

9 (d) The ~~department~~ corporation shall determine the maximum amount of the
10 tax credits under ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q) that a certified business
11 may claim and shall notify the department of revenue of this amount.

12 (e) The ~~department~~ corporation shall annually verify the information
13 submitted to the ~~department~~ corporation by the person claiming tax benefits under
14 ss. 71.07 (3q), 71.28 (3q), and 71.47 (3q).

15 (f) (intro.) The ~~department~~ corporation shall ~~promulgate~~ adopt rules for the
16 implementation and operation of this section, including rules relating to the
17 following:

18 1. (intro.) The definitions of a tier I county or municipality and a tier II county
19 or municipality. The ~~department~~ corporation may consider all of the following
20 information when establishing the definitions required under this subdivision:

21 **SECTION 1171.** 560.2056 of the statutes is renumbered 238.17 and amended to
22 read:

23 **238.17 Food processing plant and food warehouse investment credit.**

24 (1) The ~~department of commerce~~ corporation shall implement a program to certify

1 taxpayers as eligible for the food processing plant and food warehouse investment
2 credit under ss. 71.07 (3rn), 71.28 (3rn), and 71.47 (3rn).

3 (2) If the ~~department of commerce~~ corporation certifies a taxpayer under sub.
4 (1), the ~~department of commerce~~ corporation shall determine the amount of credits
5 to allocate to that taxpayer. The total amount of food processing plant and food
6 warehouse investment credits allocated to taxpayers in fiscal year 2009-10 may not
7 exceed \$600,000 and the total amount of food processing plant and food warehouse
8 investment credits allocated to taxpayers in fiscal year 2010-11, and in each fiscal
9 year thereafter, may not exceed \$700,000.

10 (3) The ~~department of commerce~~ corporation shall inform the department of
11 revenue of every taxpayer certified under sub. (1) and the amount of credits allocated
12 to the taxpayer.

13 (4) The ~~department of commerce~~ corporation, in consultation with the
14 department of revenue, shall ~~promulgate~~ adopt rules to administer this section.

15 **SECTION 1172.** 560.206 of the statutes is renumbered 41.155, and 41.155 (4),
16 as renumbered, is amended to read:

17 41.155 (4) The department of ~~commerce~~ tourism, in consultation with the
18 department of revenue, shall promulgate rules to administer this section.

19 **SECTION 1173.** 560.207 of the statutes is renumbered 93.535 and amended to
20 read:

21 **93.535 Dairy manufacturing facility investment credit.** (1) The
22 department of ~~commerce~~ shall implement a program to certify taxpayers, including
23 taxpayers who are members of dairy cooperatives, as eligible for the dairy
24 manufacturing facility investment credit under ss. 71.07 (3p), 71.28 (3p), and 71.47
25 (3p).

1 (2) If the department of ~~commerce~~ certifies a taxpayer under sub. (1), the
2 department of ~~commerce~~ shall determine the amount of credits to allocate to that
3 taxpayer. The total amount of dairy manufacturing facility investment credits
4 allocated to taxpayers in fiscal year 2007-08 may not exceed \$600,000 and the total
5 amount of dairy manufacturing facility investment credits allocated to taxpayers
6 who are not members of dairy cooperatives in fiscal year 2008-09, and in each fiscal
7 year thereafter, may not exceed \$700,000. The total amount of dairy manufacturing
8 facility investment credits allocated to taxpayers who are members of dairy
9 cooperatives in fiscal year 2009-10 may not exceed \$600,000 and the total amount
10 of dairy manufacturing facility investment credits allocated to taxpayers who are
11 members of dairy cooperatives in fiscal year 2010-11, and in each fiscal year
12 thereafter, may not exceed \$700,000.

13 (3) The department of ~~commerce~~ shall inform the department of revenue of
14 every taxpayer certified under sub. (1) and the amount of credits allocated to the
15 taxpayer.

16 (4) The department of ~~commerce~~, in consultation with the department of
17 revenue, shall promulgate rules to administer this section.

18 **SECTION 1174.** 560.208 of the statutes is renumbered 238.19 and amended to
19 read:

20 **238.19 Meat processing facility investment credit.** (1) The department
21 of ~~commerce~~ corporation shall implement a program to certify taxpayers as eligible
22 for the meat processing facility investment credit under ss. 71.07 (3r), 71.28 (3r), and
23 71.47 (3r).

24 (2) If the department of ~~commerce~~ corporation certifies a taxpayer under sub.
25 (1), the department of ~~commerce~~ corporation shall determine the amount of credits

1 to allocate to that taxpayer. The total amount of meat processing facility investment
2 credits allocated to taxpayers in fiscal year 2009-10 may not exceed \$300,000 and
3 the total amount of meat processing facility investment credits allocated to
4 taxpayers in fiscal year 2010-11, and in each fiscal year thereafter, may not exceed
5 \$700,000.

6 (3) The ~~department of commerce~~ corporation shall inform the department of
7 revenue of every taxpayer certified under sub. (1) and the amount of credits allocated
8 to the taxpayer.

9 (4) The ~~department of commerce~~ corporation, in consultation with the
10 department of revenue, shall ~~promulgate~~ adopt rules to administer this section.

11 **SECTION 1175.** 560.2085 of the statutes is renumbered 238.20, and 238.20 (1)
12 (intro.), (2) and (3), as renumbered, are amended to read:

13 238.20 (1) (intro.) The ~~department~~ corporation shall implement a program to
14 certify qualified new business ventures for purposes of s. 71.05 (24). A business
15 desiring certification shall submit an application to the ~~department~~ corporation in
16 each taxable year for which the business desires certification. Subject to sub. (2), a
17 business may be certified under this subsection, and may maintain such
18 certification, only if the business is engaged in one of the following:

19 (2) The ~~department~~ corporation may not certify a business under sub. (1) if the
20 business is engaged in real estate development, insurance, banking, lending,
21 lobbying, political consultation, professional services provided by attorneys,
22 accountants, business consultants, physicians, or health care consultants, wholesale
23 or retail sales, leisure, hospitality, transportation, or construction.

1 (3) (a) The ~~department~~ corporation shall maintain a list of businesses certified
2 under sub. (1) and shall permit public access to the lists through the ~~department's~~
3 corporation's Internet Web site.

4 (b) The ~~department of commerce~~ corporation shall notify the department of
5 revenue of every certification issued under sub. (1) and the date on which a
6 certification under sub. (1) is revoked or expires.

7 **SECTION 1176.** 560.209 of the statutes is renumbered 238.21 and amended to
8 read:

9 **238.21 Woody biomass harvesting and processing credit.** (1) The
10 ~~department of commerce~~ corporation shall implement a program to certify taxpayers
11 as eligible for the woody biomass harvesting and processing credit under ss. 71.07
12 (3rm), 71.28 (3rm), and 71.47 (3rm).

13 (2) If the ~~department of commerce~~ corporation certifies a taxpayer under sub.
14 (1), the ~~department of commerce~~ corporation shall determine the amount of credits
15 to allocate to that taxpayer. The total amount of woody biomass harvesting and
16 processing credits allocated to taxpayers in any fiscal year may not exceed \$900,000.
17 In each fiscal year, the ~~department of commerce~~ corporation shall allocate \$450,000
18 in tax credits to businesses that, individually, have no more than \$5,000,000 in gross
19 receipts from doing business in this state for the taxable year in which the credit is
20 claimed.

21 (3) The ~~department of commerce~~ corporation shall inform the department of
22 revenue of every taxpayer certified under sub. (1) and the amount of credits allocated
23 to the taxpayer.

24 (4) The ~~department of commerce~~ corporation, in consultation with the
25 department of revenue, shall ~~promulgate~~ adopt rules to administer this section.

SECTION 1177. 560.21 of the statutes is repealed.

SECTION 1178. 560.25 of the statutes is repealed.

SECTION 1179. 560.255 of the statutes is repealed.

SECTION 1180. 560.27 of the statutes is repealed.

SECTION 1181. 560.275 of the statutes is repealed.

SECTION 1182. 560.276 of the statutes is repealed.

SECTION 1183. 560.277 of the statutes is repealed.

SECTION 1184. 560.28 of the statutes is repealed.

SECTION 1185. 560.285 of the statutes is repealed.

SECTION 1186. 560.29 of the statutes is repealed.

SECTION 1187. Subchapter II (title) of chapter 560 [precedes 560.30] of the statutes is repealed.

SECTION 1188. 560.30 of the statutes is repealed.

SECTION 1189. 560.301 of the statutes is repealed.

SECTION 1190. 560.302 of the statutes is repealed.

SECTION 1191. 560.303 of the statutes is repealed.

SECTION 1192. 560.304 of the statutes is repealed.

SECTION 1193. 560.305 of the statutes is repealed.

SECTION 1194. Subchapter III (title) of chapter 560 [precedes 560.41] of the statutes is repealed.

SECTION 1195. 560.41 of the statutes is repealed.

SECTION 1196. 560.42 of the statutes is repealed.

SECTION 1197. 560.43 of the statutes is repealed.

SECTION 1198. 560.44 of the statutes is repealed.